

1 Ronald J. Schutz (*Pro Hac Vice*), RJSchutz@rkmc.com
 2 Richard M. Martinez (*Pro Hac Vice*), RMMartinez@rkmc.com
 3 Sang Young A. Brodie (*Pro Hac Vice*), SYBrodie@rkmc.com
ROBINS, KAPLAN, MILLER & CIRESI L.L.P.
 4 800 LaSalle Avenue, 2800 LaSalle Plaza
 Minneapolis, MN 55402
 Telephone: (612) 349-8500
 Facsimile: (612) 339-4181

5
 6 David Martinez, (CA Bar No. 193183), DMartinez@rkmc.com
ROBINS, KAPLAN, MILLER & CIRESI L.L.P.
 7 2049 Century Park East, Suite 3400
 Los Angeles, CA 90067-3208
 8 Telephone: (310) 552-0130
 Facsimile: (310) 229-5800

9 Attorneys for Plaintiff,
 10 TV INTERACTIVE DATA CORPORATION

11 **UNITED STATES DISTRICT COURT**
 12 **NORTHERN DISTRICT OF CALIFORNIA**

13 TV INTERACTIVE DATA CORPORATION, a
 14 California Corporation,

15 Plaintiff,
 16 v.

17 SONY CORPORATION; SONY COMPUTER
 18 ENTERTAINMENT INC.; SONY COMPUTER
 ENTERTAINMENT AMERICA, INC.; SONY
 19 CORPORATION OF AMERICA; SONY
 ELECTRONICS, INC.; SAMSUNG ELECTRONICS
 CO., LTD.; SAMSUNG ELECTRONICS AMERICA,
 INC.; ROYAL PHILIPS ELECTRONICS N.V.;
 20 PHILIPS ELECTRONICS NORTH AMERICA
 CORPORATION; TOSHIBA CORPORATION;
 21 TOSHIBA AMERICA, INC.; TOSHIBA AMERICA
 CONSUMER PRODUCTS, L.L.C.; PANASONIC
 22 CORPORATION; PANASONIC CORPORATION OF
 NORTH AMERICA; VICTOR COMPANY OF
 JAPAN, LTD.; JVC AMERICAS CORP.; LG
 23 ELECTRONICS, INC.; LG ELECTRONICS U.S.A.,
 INC.; ZENITH ELECTRONICS LLC; PIONEER
 24 CORPORATION; PIONEER ELECTRONICS (USA)
 INC.; SHARP CORPORATION; SHARP
 25 ELECTRONICS CORPORATION; FUNAI
 ELECTRIC CO., LTD.; FUNAI CORPORATION,
 INC.; D&M HOLDINGS INC.; D&M HOLDINGS US,
 INC.; AND DENON ELECTRONICS (USA), LLC,

26
 27 Defendants.

28 Case No. C 10-00475 JF

**STIPULATION OF DISMISSAL
 OF CLAIMS WITH PREJUDICE
 BETWEEN PLAINTIFF AND
 DEFENDANTS D&M HOLDINGS
 INC., D&M HOLDINGS US, INC.,
 AND DENON ELECTRONICS
 (USA), LLC AND [PROPOSED]
 ORDER**

1 Pursuant to Rule 41 of the Federal Rules of Civil Procedure and the agreement of the
2 parties, TV Interactive Data Corporation (“TVI”) and Defendants D&M Holdings Inc., D&M
3 Holdings US, Inc., and Denon Electronics (USA), LLC (together “the D&M Defendants”), by
4 and through their respective counsel of record, hereby stipulate and agree as follows:

5 1. On February 2, 2010, TVI filed this action in the United States District Court for
6 the Northern District of California asserting claims for patent infringement under U.S. Patent
7 Nos. 5,597,307, 5,795,156, 6,249,863, and 6,418,532.

8 2. On May 3, 2010, the D&M Defendants filed their Answer and Counterclaims.

9 3. TVI and the D&M Defendants have now reached an agreement to settle their
10 differences relating to the above-captioned action.

11 4. All claims TVI asserted against the D&M Defendants in the above-captioned
12 action are hereby dismissed with prejudice. The foregoing dismissal shall have no impact
13 whatsoever on TVI’s claims and rights against any party other than the D&M Defendants. TVI is
14 dismissing only its claims against the D&M Defendants, and expressly maintains all of TVI’s
15 claims for relief against all other parties to this action.

16 5. All counterclaims the D&M Defendants asserted against TVI in the above-
17 captioned action are hereby dismissed with prejudice.

18 6. TVI and the D&M Defendants each shall bear their own costs and attorneys’ fees
19 in connection with the action.

20 7. The Court shall reserve jurisdiction over this matter with respect to TVI and the
21 D&M Defendants to oversee and enforce the agreement between TVI and the D&M Defendants.

22 ///

23 ///

24 ///

1 I, Sang Young A. Brodie, the filer of this document attest that concurrence in the filing of
 2 this document has been obtained from Karl J. Kramer.

3
 4 Ronald J. Schutz
 5 Richard M. Martinez
 6 Sang Young Brodie
 7 ROBINS, KAPLAN, MILLER & CIRESI L.L.P.
 8 800 LaSalle Avenue, 2800 LaSalle Plaza
 9 Minneapolis, MN 55402
 10 Telephone: (612) 349-8500
 11 Facsimile: (612) 339-4181

12 David Martinez
 13 ROBINS, KAPLAN, MILLER & CIRESI L.L.P.
 14 2049 Century Park East, Suite 3400
 15 Los Angeles, CA 90067-3208
 16 Telephone: (310) 552-0130
 17 Facsimile: (310) 229-5800

18 *By: /s/ Sang Young A. Brodie* _____

19 *Attorneys for Plaintiff TV Interactive Data*
 20 *Corporation*

21 KARL J. KRAMER (CA SBN 136433)
 22 KKramer@mofo.com
 23 MORRISON & FOERSTER LLP
 24 755 Page Mill Road
 25 Palo Alto, California 94304-1018
 26 Telephone: 650.813.5600
 27 Facsimile: 650.494.0792

28 JACK W. LONDEN (CA SBN 85776)
 29 JLonden@mofo.com
 30 MORRISON & FOERSTER LLP
 31 Shin-Marunouchi Building, 29th Floor
 32 5-1, Marunouchi 1-Chome
 33 Tokyo, Chiyoda-ku 100-6529, Japan
 34 Telephone: +81 3 3214 6522
 35 Facsimile: +81 3 3214 6512

36 *By: /s/ Karl J. Kramer* _____

37 *Attorneys for Defendants D&M Holdings*
 38 *Inc., D&M Holdings US, Inc., and Denon*
 39 *Electronics (USA), LLC*

1 PURSUANT TO STIPULATION, ALL CLAIMS TVI ASSERTED AGAINST THE
2 D&M DEFENDANTS AND ALL COUNTERCLAIMS THE D&M DEFENDANTS
3 ASSERTED AGAINST TVI IN THE ABOVE-CAPTIONED ACTION ARE HEREBY
4 DISMISSED WITH PREJUDICE.

5 IT IS SO ORDERED.

6
7 DATED: 7/19/11

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28


Honorable Jeremy Fogel
United States District Judge

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.
ATTORNEYS AT LAW
LOS ANGELES

PROOF OF SERVICE

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) ss.

I am employed in the County of Hennepin, State of Minnesota. I am over the age of 18 and not a party to the within action; my business address is 800 LaSalle Avenue 2800 LaSalle Plaza, Minneapolis Minnesota 55402.

On July 15, 2011 I served the foregoing document described as **STIPULATION OF DISMISSAL OF CLAIMS WITH PREJUDICE BETWEEN PLAINTIFF AND DEFENDANTS D&M HOLDINGS INC., D&M HOLDINGS US, INC., AND DENON ELECTRONICS (USA), LLC AND [PROPOSED] ORDER** on the interested parties in this action by placing a true and correct copy thereof enclosed in a sealed envelope addressed as follows:

See Attached Service List

- BY MAIL:** I caused such envelope to be deposited in the mail at Minneapolis, Minnesota. The envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with this firm's practice of collection and processing correspondence for mailing. It is deposited with U.S. postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.
- BY FEDERAL EXPRESS - OVERNIGHT:** I caused such envelope to be deposited in a box or other facility regularly maintained by Federal Express in an envelope or package designated by Federal Express with delivery fees paid.
- BY FACSIMILE:** I served a true copy of the document(s) described on all parties to this action by facsimile transmission, and the transmission was reported as complete and without error. Facsimile transmissions were sent and addressed as stated above.
- BY PERSONAL SERVICE:** I caused such envelope to be delivered by hand to the offices of the addressees.
- BY E-MAIL:** I served a true copy of the document(s) on all parties to this action via e-mail transmission. E-mail transmissions were sent and addressed as stated above.
- (Federal) I declare that I am employed in the office of a member of the bar of this court at

Executed on July 15, 2011 at Minneapolis, Minnesota.

Michele M. Tacheny
Michele M. Tacheny

SERVICE LIST2 TV Interactive Data Corporation v. Sony, et al.

3 U.S.D.C. Northern District of California Case No. 10-CV-00475 EMC

4
5 Karl J. Kramer (*registered ECF user*)
Morrison & Foerster LLP
6 755 Page Mill Road
Palo Alto, CA 94304
7 E-mail: kkramer@mofo.com
E-mail: rballinger@mofo.com8
9 Karl J. Kramer (*registered ECF user*)
Morrison & Foerster LLP
10 755 Page Mill Road
Palo Alto, CA 94304
11 E-mail: kkramer@mofo.com
E-mail: rballinger@mofo.com12
13 Jack W. Londen (*registered ECF user*)
Morrison & Foerster LLP
14 Shin-Marunouchi 1-Chome
15 Tokyo, Chiyoda-ku 100-6529, Japan
16 E-mail: jlonden@mofo.com17
18 Jack W. Londen (*registered ECF user*)
Morrison & Foerster LLP
19 Shin-Marunouchi 1-Chome
Tokyo, Chiyoda-ku 100-6529, Japan
E-mail: jlonden@mofo.com20
21 *D&M Holdings Inc.*22
23 *D&M Holdings US Inc.; and*
*Denon Electronics (USA), LLC*24
25 Kevin W. Kirsch (*registered ECF user*)
John F. Bennett (*registered ECF user*)
Matthew P. Hayden (*registered ECF user*)
David A. Mancino (*registered ECF user*)
Baker & Hostetler LLP
312 Walnut Street
26 Suite 3200
Cincinnati, OH 45202
E-mail: kkirsch@bakerlaw.com
E-mail: jbennett@bakerlaw.com
E-mail: mhayden@bakerlaw.com
E-mail: dmancino@bakerlaw.com27
28 Hayes F. Michel (*registered ECF user*)
Baker & Hostetler LLP
12100 Wilshire Blvd.
Los Angeles, CA 90025
E-mail: hmichel@bakerlaw.com29
30 Steven Yovits
Mayer Brown LLP
71 S Wacker Drive
Chicago, IL 60606
E-mail: syovits@mayerbrown.com31
32 Eric Evans
Mayer Brown LLP
Two Palo Alto Square
3000 El Camino Real/Suite 300
Palo Alto, CA 94306-2112
E-mail: eevans@mayerbrown.com33
34 *Philips Electronic North America*
Corporation; and
Royal Philips Electronics N.V.

1 Karen I. Hagberg (*registered ECF user*)
 2 Sherman W. Kahn (*registered ECF user*)
 3 Hui Liu (*registered ECF user*)
 4 Morrison & Foerster LLP
 5 1290 Avenue of the Americas
 6 New York, NY 10104
 7 E-mail: khagberg@mofo.com
 8 E-mail: skahn@mofo.com
 9 E-mail: hliu@mofo.com

10 Bryan Wilson
 11 Morrison & Foerster LLP
 12 755 Page Mill Road
 13 Palo Alto, CA 94304
 14 E-mail: BWilson@mofo.com

15 *Sharp Corporation; and*
 16 *Sharp Electronics Corporation*

17 Gregory G. Gewirtz (*registered ECF user*)
 18 Jonathan A. David (*registered ECF user*)
 19 Fahd K. Majiduddin
 20 Lerner David Littenberg Krumholz
 21 & Mentlik
 22 600 South Ave. West
 23 Westfield, NJ 07090
 24 E-mail: ggewirtz@ldlkm.com
 25 E-mail: jdavid@ldlkm.com
 26 E-mail: fmajiduddin@ldlkm.com

27 Duane M. Geck
 28 Philip Barilovits
 29 Severson & Werson
 30 One Embarcadero Center
 31 Suite 2600
 32 San Francisco, CA 94111
 33 E-mail: dmg@severson.com
 34 E-mail: pb@severson.com

35 *Sony Corporation;*
 36 *Sony Computer Entertainment Inc.;*
 37 *Sony Computer Entertainment America, Inc.,*
 38 *Sony Corporation of America; and*
 39 *Sony Electronics, Inc.*

40 Ronald L. Yin (*registered ECF user*)
 41 Mark D. Fowler (*registered ECF user*)
 42 Gerald T. Sekimura
 43 Erik R. Fuehrer (*registered ECF user*)
 44 DLA Piper LLP
 45 2000 University Ave.
 46 East Palo Alto, CA 94303
 47 E-mail: Toshiba-TVInteractive@dlapiper.com

48 *Toshiba Corporation;*
 49 *Toshiba America, Inc.; and*
 50 *Toshiba America Consumer Products, LLC*

51 Steven J. Routh
 52 T. Vann Pearce (*registered ECF user*)
 53 Sten A. Jensen
 54 Trevor C. Hill (*registered ECF user*)
 55 Orrick Herrington & Sutcliffe LLP
 56 1152 15th St. NW
 57 Columbia Center
 58 Washington, DC 20005
 59 E-mail: srouth@orrick.com
 60 E-mail: vpearce@orrick.com
 61 E-mail: sjensen@orrick.com
 62 E-mail: thill@orrick.com

63 William H. Wright (*registered ECF user*)
 64 Orrick Herrington & Sutcliffe LLP
 65 777 S. Figueroa St.
 66 Suite 3200
 67 Los Angeles, CA 90017
 68 E-mail: wwright@orrick.com

69 *Victor Company of Japan, Ltd; and*
 70 *JVC Americas Corp.*